

EXHIBIT 6



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August 4, 2004

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Re: Grand Jury Subpoena for records produced by W.R. Grace

Ladies and Gentlemen:

Caplin & Drysdale has received a grand jury subpoena from the U.S. District Court for the District of Montana for records produced by W.R. Grace & Co. in case number 01-01139 (JKF) in the District of Delaware (copy attached). The Assistant U.S. Attorney handling this case is Kris A. McLean, P.O. Box 8329, Missoula, Montana 59807 (Telephone: 406-542-

Caplin & Drysdale
CHARTERED

- 2 -

8851). We are notifying you of this subpoena pursuant to paragraph 4 and other provisions of the Confidentiality Agreement dated October 9, 2001 entered into by the parties in this case.

We plan to comply with this subpoena unless we are directed to the contrary by an order of a court of competent jurisdiction.

Sincerely,



Bernard S. Bailor

cc: Elihu Inselbuch, Esq.
Peter Van N. Lockwood, Esq.
Nathan D. Finch, Esq.

8/03/04 15:51 FAX 4065421476

US ATTORNEY MISSOULA

002

COPY UNITED STATES DISTRICT COURT

MISSOULA DIVISION, DISTRICT OF MONTANA

TO:

WR Grace & Co.
c/o Bernard S. Bailor
Caplin & Drysdale
One Thomas Circle, NW, Suite 1100
Washington, DC 20005-5802

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:
() PERSON (X) DOCUMENT(S) or OBJECT(S)

03-GJ-M-220

YOU ARE HEREBY COMMANDED to appear in the United States District Court at the place,
date, and time specified below to testify in the above case.

PLACE

Russell Smith Courthouse
Grand Jury
201 E. Broadway
Missoula, Montana 59802

COURTROOM

Grand Jury

DATE AND TIME

September 1, 2004; 9:00 a.m.

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):

Please produce all original copies of records, deposition transcripts, and exhibits produced by the
debtor, WR Grace & Co. in case number 01-01139 (JKF), District of Delaware.

() See additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on
behalf of the court.

U.S. MAGISTRATE OR CLERK OF COURT

Patrick E. Duffy

(BY) DEPUTY CLERK

Odessa Hanley



DATE

August 3, 2004

This subpoena is issued upon application of the
United States of America

NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY:

KRIS A. McLEAN
Assistant U.S. Attorney
P.O. Box 8329
Missoula, Montana 59807
Telephone: 406/542-8851